

MESSAGE NO: 1363304

MESSAGE DATE: 12/29/2011

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-890

EFFECTIVE DATE: 06/24/2004

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Antidumping duty scope determination on wooden bedroom furniture from the People's Republic of China (A-570-890)

NOTICE OF THE LIFTING OF SUSPENSION OCCURRED ON THE MESSAGE DATE OF THESE INSTRUCTIONS. SEE PARAGRAPH 5 BELOW.

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM UNIVERSITY LOFT COMPANY. COMMERCE ISSUED A FINAL SCOPE DETERMINATION ON 12/13/2011 THAT UNIVERSITY LOFT COMPANY'S TWIN-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50211SKD) AND FULL-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50205SKD), WHICH UNIVERSITY LOFT COMPANY IMPORTS, ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON WOODEN BEDROOM FURNITURE FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-890).

2. COMMERCE DETERMINED THAT UNIVERSITY LOFT COMPANY'S TWIN-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50211SKD) AND FULL-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50205SKD) ARE OUTSIDE THE SCOPE OF THE ORDER BECAUSE THE TWO COMPONENTS OF THE TWIN-SIZED AND FULL-SIZED BEDS (I.E., A METAL FRAME AND WOOD CROSS SLATS) ARE SPECIFICALLY EXCLUDED FROM THE SCOPE (A METAL FRAME IS NOT COVERED BY THE SCOPE AND THE WOOD CROSS SLATS SERVE AS MATTRESS SUPPORTS). THUS, TAKEN AS A WHOLE, THE TWIN-SIZED AND FULL-SIZED BEDS ARE EXCLUDED FROM THE SCOPE. THEREFORE, UNIVERSITY LOFT COMPANY'S TWIN-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50211SKD) AND FULL-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50205SKD) ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON WOODEN BEDROOM FURNITURE FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE 06/24/2004, CBP SHALL TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES OF TWIN-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50211SKD) AND FULL-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50205SKD) DESCRIBED ABOVE WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION.

4. REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS RELATING TO TWIN-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50211SKD) AND FULL-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50205SKD) DESCRIBED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF TWIN-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50211SKD) AND FULL-SIZED METROPOLITAN SLAT BED (ITEM NUMBER 50205SKD) ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 06/24/2004.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, AS AMENDED. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. UNLESS INSTRUCTED OTHERWISE, FOR ALL OTHER SHIPMENTS OF WOODEN BEDROOM FURNITURE FROM THE PEOPLE'S REPUBLIC OF CHINA NOT COVERED BY PARAGRAPH 2 ABOVE, YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O4:BMP).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party